

UNITED STATES DISTRICT COURT
DISTRICT OF NEW MEXICO

JUDITH A. WAGNER, Chapter
11 Trustee of the bankruptcy estate
of The Vaughan Company, Realtors,

Plaintiff,

v.

Master Case No. 12-CV-00817-WJ-SMV

JONATHAN LEVANN,

Case No. 12-CV-00187-WJ-SMV

JAMES RICHARDS, individually and as Trustee of the James Richards Revocable Trust,

Case No. 12-CV-00207-WJ-SMV

DANIEL FENTON, and
NANCY FENTON,

Case No. 12-CV-00241-WJ-SMV

MOSTAFA JAFARI, MARTEZA JAFARI
a/k/a MORTEZA JAFARI a/k/a MORI
JAFARI, MARYAM JAFARI, MELIKA
JAFARI, MOHAMMAD REZA JAFARI,
ZAHRA JAFARI, VAHID DERISS,
MOJTABA JAFARI, and FARZANEH
JAFARI,

Case No. 12-CV-00300-WJ-SMV

ABBAS ANSARI and
PEYMANEH POUR,
husband and wife,

Case No. 12-CV-00301-WJ-SMV

MARIE YEH, individually and as personal
representative of the estate of Chon-Chiun Yeh,
JENNY YEH NELSON, JULIE C. LOUIE,
DAVID L. LOUIE, JOHN DOE, as trustee of the
YEH FAMILY REVOCABLE TRUST utd dated
October 2, 2001, JIMMY CHIH MING YEH a/k/a
JIMMY C. YEH, RACHEL HANYEH, and
MARIE YEH as personal representative of the
estate of Chon-Chiun Yeh d/b/a Chinese
Acupuncture Clinic,

Case No. 12-CV-00303-WJ-SMV

SAID BANDI a/k/a SAID ALAGHE
BANDI, individually, SAID BANDA d/b/a

Case No. 12-CV-00391-WJ-SMV

Bandi Engineering, BANDI
ENGINEERING COMPANY, INC., ADF
FINANCIAL, INC., SHAHLA BANDI a/k/a
SHAHLA ZOLFAGHARI, MARYAM
ALAGHE-BANDI, HAMID ALAGHE
BANDI, HOSSEIN ALAGHE BANDI,
ABDUL DABIRI, SHARAREH SHAHIN,
And NEW MEXICO ACCOUNTING
SPECIALISTS, INC.,

JILL PLAMAN, as personal representative
of the estate of Carla Kosinski,

Case No. 12-CV-00496-WJ-SMV

STEVEN S. ETKIND and SHERRY ETKIND,
husband and wife; STEVEN S. ETKIND,
as trustee of STEVEN AND SHERRY ETKIND
REVOCABLE LIVING TRUST; and TALIA ETKIND,

Case No. 12-CV-00754-WJ-SMV

Defendants.

**SECOND STIPULATED ORDER MODIFYING JULY 14, 2014 SCHEDULING ORDER
AND EXTENDING DEADLINE FOR CERTAIN DEFENDANTS TO RESPOND TO
PLAINTIFF'S MOTION FOR PARTIAL SUMMARY JUDGMENT**

This matter comes before the Court upon the stipulation of the parties hereto. The parties represent to the Court as follows:

1. On January 31, 2014, Plaintiff filed her *Motion for Partial Summary Judgment Against All Defendants on All But One Element of Trustee's Prima Facie Case on Actual and Constructive Fraudulent Transfers* (Doc. No. 731), and brief in support thereof (Doc. No. 732) (together, the “**MSJ**”).

2. On July 14, 2014, this Court entered a *Stipulated Order Modifying June 9, 2014 Stipulated Order and Extending Deadline for Certain Defendants to Respond to Plaintiff's Motion for Partial Summary Judgment* (Doc. No. 952) (the “**Order**”), which set various discovery deadlines, including, inter alia, a September 4, 2014 deadline to respond to the MSJ, August 29, 2014

termination date for discovery, a September 19, 2014 deadline for discovery motions, and an October 10, 2014 deadline for pretrial motions.

3. The plaintiff and the above-captioned defendants, excluding Sharareh Shahin New Mexico Accounting Specialists, Inc., Abdul Dabiri, ADF Financial Inc., and Hossein Alaghe Bandi (the “**Defendants**”), agree that more time is necessary to resolve discovery issues in the above-captioned cases.

4. Plaintiff has agreed that the Defendants may have additional time to respond to the MSJ, in order to facilitate resolution of ongoing discovery issues.

5. The Court, after reviewing the Motion, the pleadings of record, and being otherwise fully advised on the premises, hereby FINDS entry of this Order to be appropriate under the circumstances have no just reason exists to delay entry hereof.

IT IS HEREBY ORDERED that the deadlines set in the Order are extended as follows:

A. The termination date for discovery set for **August 29, 2014** is extended through and until **October 10, 2014**, for the purposes of completing the deposition of Judith A. Wagner, and taking such follow-up depositions and follow-up demands for specific documents as may become necessary upon completion of Ms. Wagner’s deposition.

B. The deadline for motions relating to discovery is extended through and until **October 31, 2014**.

C. The deadline for pretrial motions is extended through and until **December 1, 2014**.

D. The deadline for Plaintiff to provide a draft pretrial order to the Defendants is extended through and until **January 20, 2015**

E. The deadline for the Defendants to provide the completed pretrial order to the Court is extended through and until **February 19, 2015**.

IT IS FURTHER ORDERED that the Defendants may have through and until **October 31, 2014**, to respond to the Plaintiff's *Motion for Partial Summary Judgment Against All Defendants on All But One Element of Trustee's Prima Facie Case on Actual and Constructive Fraudulent Transfers* (Doc. No. 731).



HONORABLE STEPHAN M. VIDMAR
UNITED STATES MAGISTRATE JUDGE

Submitted by:

ASKEW & MAZEL, LLC

s/ submitted electronically

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